

## INTERFERENCE DIGEST

Interference No. 105,554

Paper No.

Name: Kimiyuki Ito et al.

Serial No.: 09/955,030

Patent No.

Title: Photosensitive member

Filed: 09/19/01

Interference with Nakamura et al.

### DECISION ON MOTIONS

Administrative Patent Judge, \_\_\_\_\_ Dated, \_\_\_\_\_

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### FINAL DECISION

Board of Patent Appeals and Interferences, \_\_\_\_\_ Dated, \_\_\_\_\_

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Court, \_\_\_\_\_ Dated, \_\_\_\_\_

### REMARKS

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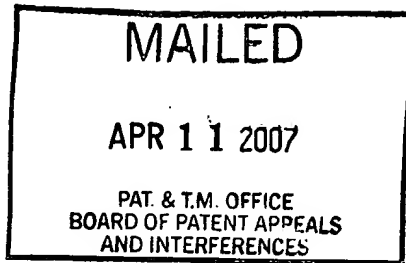
This should be placed in each application or patent involved in interference in addition to the interference letters.



PAPER NO.

## UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS AND INTERFERENCES  
BOX INTERFERENCE, WASHINGTON, D.C. 20231



Filed by: Judge Jameson Lee  
Telephone: 571-272-4683  
Facsimile: 571-273-0042

Applicants: ITO  
Application No.: 09/955,030  
Filed: 09/19/01  
For: Photosensitive member

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,554.

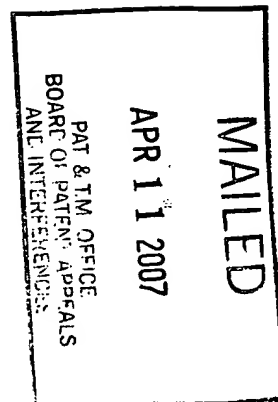
Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/Jameson Lee/  
JAMESON LEE  
Administrative Patent Judge

Mail Stop Interference  
P.O. Box 1450  
Alexandria Va 22313-1450  
Tel: 571-272-4683  
Fax: 571-273-0042

Paper 1

Filed 11 April 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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KAZUSHIGE NAKAMURA, AKIO MARUYAMA,  
NORIYUKI TAKAGI and MICHIO SEKIYA  
Junior Party  
(Patent 5,693,443),

v.

KIMIYUKI ITO, KEIICHI INAGAKI  
and TAKESHI ISHIDA  
Senior Party  
(Application 09/955,030).

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Patent Interference No. 105,554  
(Technology Center 1700)

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**DECLARATION - Bd.R. 203(b)<sup>1</sup>**

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<sup>1</sup> "Bd.R. x" may be used as shorthand for "37 C.F.R. ' 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

### **Part A. Declaration of interference**

An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties. Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this DECLARATION.

### **Part B. Judge managing the interference**

Administrative Patent Judge Jameson Lee has been designated to manage the interference. Bd. R. 104(a).

### **Part C. Standing order**

A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION. The STANDING ORDER applies to this interference.

### **Part D. Initial conference call**

A telephone conference call to discuss the interference is set for **10:00 a.m. on 5 June 2007** (the Board will initiate the call).

No later than **four business days** prior to the conference call, each party shall file and serve (SO §§ 10.1 & 105) a list of the motions (Bd. R. 120; Bd. R. 204; SO §§ 104.2.1, 120 & 204) the party intends to file.

A sample schedule for taking action during the motion phase appears as Form 2 in the STANDING ORDER. Counsel are encouraged to discuss the

schedule prior to the conference call and to agree on dates for taking action. A typical motion period lasts approximately eight (8) months. Counsel should be prepared to justify any request for a shorter or longer period.

**Part E. Identification and order of the parties**

Junior Party

Named inventors:	Kazushige Nakamura, Yokohama-Shi, Japan Akio Maruyama, Tokyo, Japan Noriyuki Takagi, Kawasaki-Shi, Japan Michiyo Sekiya, Tokyo, Japan
Involved Patent:	5,693,443, granted 12/02/97, based on Application 08/746,980, filed 11/19/96
Title:	Electrophotographic Photosensitive Member, and Process Cartridge and Electrophotographic Apparatus having the same
Assignee:	Canon Kabushiki Kaisha

Senior Party

Named Inventors:	Kimiyuki Ito, Kawanishi-shi, Japan Keiichi Inagaki, Itami-Shi, Japan Takeshi Ishida, Nara-Shi, Japan
Involved Application:	09/955,030, filed 09/19/01
Title:	Photosensitive Member
Assignee:	None

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO § 154.2.1. The senior party is responsible for initiating settlement discussions. SO § 126.1.

**Part F. Count and claims of the parties**

**Count 1**

Nakamura's Patent claim 1 or Ito's Application claim 13

The claims of the parties are:

Nakamura: 1-12

Ito: 13-17, 20, 21, 31-35, and 38-42

The claims of the parties which correspond to Count 1 are:

Nakamura: 1-12

Ito: 13-17, 20, 21, 31-35, and 38-42

The claims of the parties which do not correspond to Count 1, and therefore are not involved in the interference, are:

Nakamura: None

Ito: None

The parties are accorded the following benefit:

Nakamura: None

Ito: Application 08/693,717, filed 08/07/96

**Part G. Heading to be used on papers**

The following heading must be used on all papers filed in this interference,  
see SO & 106.1.1:

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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KAZUSHIGE NAKAMURA, AKIO MARUYAMA,  
NORIYUKI TAKAGI and MICHIO SEKIYA  
Junior Party  
(Patent 5,693,443),

v.

KIMIYUKI ITO, KEIICHI INAGAKI  
and TAKESHI ISHIDA  
Senior Party  
(Application 09/955,030).

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Patent Interference No. 105,554  
(Technology Center 1700)

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### **Part H. Order form for requesting file copies**

When requesting copies of files, use of SO Form 4 will greatly expedite processing of the request. Please attach a copy of Parts E and F of this DECLARATION with a hand-drawn circle around the patents and applications for which a copy of a file wrapper is requested.

/Jameson Lee/  
Administrative Patent Judge

Enc:

Copy of STANDING ORDER  
Copy U.S. Patent 5,693,443  
Copy of claims of 09/955,030

Revised 3 January 2006



cc (via overnight delivery):

Attorney for NAKAMURA:

Joseph Fitzpatrick, Esq.  
FITZPATRICK CELLA HARPER & SCINTO  
30 Rockefeller Plaza  
New York, N.Y. 10112

Attorney for ITO:

Edward Wise, Esq.  
McDERMOTT, WILL & EMERY  
600 13<sup>TH</sup> Street, N.W.  
Washington, D.C. 20005-3096